

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

PAPER NO. 20

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte SUSAN BROWNBILL, TIMOTHY JOHN MADDEN
MATTHEW LESLIE PEARCE AND CHRISTINA VRETTOU



Application No. 09/737,649

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received at the Board of Patent Appeals and Interferences on June 22, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed a Notice of Appeal on December 30, 2002. The Appeal Brief was then filed on March 10, 2003, with a Certificate of Mailing dated March 5, 2003. However, the Appeal Brief was due on February 28, 2003. A one month extension of time fee is required to make the Brief timely filed. There is no indication that the required fee has been paid.

Accordingly, it is

ORDERED that the application is returned to the examiner to have a one month extension of time charged to Appellant's deposit account and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES



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